R98-061 20

TAX DEED

Exhibit A

Certificate No. 93-03481

Estate was sold to wit:

STATE OF ILLINOIS

COUNTY OF WILL

SS.

Mary Ann Stukel 06/03/98 Will County Recorder 10:58 TER Fee: 15.00 R 98061820 Page 1 of

WHEREAS, At a public sale of Real Estate for the Non-Payment of taxes, made in the County aforesaid, on the 29 Day of November A. D., 1994 the following described Real

> "This Deed is Exempt under Provisions of Par f Section 31-45" Property Tax Code of 1993 MM W Saule

Will County Trustee Buyer, Seller, Representative_

Dated: October 7, 1997

Part of the Northwest Quarter of the Southeast Quarter of Section 22, Township 34 North, Range 14 East of the Third Principal Meridian, Further described as follows: Beginning at a point on the North line of said Northwest Quarter of the Southeast Quarter, said point being 360 feet West of the Northeast corner of said Quarter Quarter; thence West a distance of 200 feet; thence South a distance of 450 feet; thence East a distance of 200 feet; thence North a distance of 450 feet to the point of beginning, TOWNSHIP OF CRETE. County of Will State of Tilingis OF CRETE, County of Will, State of Illinois. Permanent Parcel No. 23-15-22-400-002-0000 Commonly known as: OFF OLD MOLEE RD

AND WHEREAS, the same not having been redeemed from said sale, and it appearing that the holder of the Certificate of Purchase of said Real Estate has complied with the laws of the State of Illinois to entitle Will County, as Trustee to a Deed of said Real Estate:

NOW THEREFORE, Know Ye, That I, Jan Gould, County Clerk of said County of Will, in consideration of the premises and by virtue of the statutes of the State of Illinois in such cases provided, do hereby grant and convey unto Will County, as Trustee, its heirs, and assigns forever, the said Real Estate hereinbefore described.

October A.D., 1997.

Jan Gould, Will County Clerk

(Seal)

Return to and Future Tax Bills to: Will County, as Trustee 302 N Chicago Street Joliet, Il 60432

Prepared by: Stephen P. Schrimpf Attorney at Law 141 St. Andrews Edwardsville, Il 62002

10/2

CHICAGO TITLE INSURANCE COMILINY Exhibit B COMMITMENT FOR TITLE INSURANCE SCHEDULE A

YOUR REFERENCE: PETRIKIS

ORDER NO.: 1410 001343995 WB

EFFECTIVE DATE: JUNE 8, 1998

1. POLICY OR POLICIES TO BE ISSUED:

OWNER'S POLICY:

ALTA OWNERS 1992

: TRUOMA

\$10,000.00

PROPOSED INSURED:

TO COME

- 2. THE ESTATE OR INTEREST IN THE LAND DESCRIBED OR REFERRED TO IN THIS COMMITMENT AND COVERED HEREIN IS A FEE SIMPLE UNLESS OTHERWISE NOTED.
- 3. TITLE TO SAID ESTATE OR INTEREST IN SAID LAND IS AT THE EFFECTIVE DATE VESTED IN:

COUNTY OF WILL, AS TRUSTEE AS TO PARCEL 1

UTILITIES UNLIMITED, INC., A DISSOLVED CORPORATION AS TO PARCEL 2

MORTGAGE OR TRUST DEED TO BE INSURED:

NONE

CHICAGO TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE SCHEDULE A (CONTINUED)

ORDER NO.: 1410 001343995 W

THE LAND REFERRED TO IN THIS COMMITMENT IS DESCRIBED AS FOLLOWS:

PARCEL 1:

THAT PART OF THE NORTHWEST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 22, TOWNSHIP 34 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE NORTH LINE OF SAID NORTHWEST 1/4 OF THE SOUTH EAST 1/4 THAT IS 360 FEET WEST OF THE NORTHEAST CORNER THEREOF, AND RUNNING THENCE WESTERLY ALONG SAID NORTH LINE, A DISTANCE OF 200 FEET, THENCE AT A RIGHT ANGLE SOUTHERLY A DISTANCE OF 450 FEET, THENCE AT A RIGHT ANGLE EASTERLY, DISTANCE OF 200 FEET, THENCE AT A RIGHT ANGLES NORTHERLY, A DISTANCE OF 450 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS

PARCEL 2:

LOTS 1 AND 2, BLOCK 5 IN CALUMET GARDENS RESUBDIVISION, BEING A SUBDIVISION OF PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 22, TOWNSHIP 34 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 18, 1973 AS DOCUMENT NO. R73-01831, IN WILL COUNTY, ILLINOIS.

PARCEL 3:

EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY INSTRUMENT RECORDED APRIL 24, 1963, AS DOCUMENT NO. 982225, FOR PASSAGEWAY OVER THE NORTH 20 FEET OF THE EAST 360 FEET OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 22, AND THE NORTH 20 FEET OF THE WEST 20 FEET OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION, IN TOWNSHIP 34 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN WILL COUNTY, ILLINOIS.

DEED OF EASINGER

WHEREAS, the Parties of the First Part are the owners and contract parabosous of certain lands attented in the County of Will and State of Illinois, more parkicularly described on:

The North 20 feet of the Ennt 360 feet of the Horthwest quarter of the Southeast quarter of Section 22, Foundity 34 North, Range 14, East of the Third Principal Meridian; and,

MILEREAR, the Parties of the Second part, are the owners of unstate lands ultimated in the County of Will are wester of Illinois, more particularly described as:

The North 20 foot of the Wood 20 feet of the Northeant quester of the Leithmant quester of saction 22, Township 34 Horth, knope 14, End of the Third between Meridian, in Mill County, 117 Incing and,

themsen, the MYLDE LAND COMPANY, an illinois comperation, party of the Third Part, is the camer of certain lands situated in the County of Will and State of Illinois, more particularly described as:

... 517

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That part of the Northwest quarter of the Southeast quarter of Section 22, Township 34 horth, Range 14, East of the Whird reincipal Meridian, deperiod as follows: beginning at a point in the Morth Line of said Northwest quarter of the Southeast quarter that is 300 feet West of the Northeast corner thereof and running thence Menterly along said North Line, a distance of 200 feet, thence at a right angle Boutherly a distance of 400 feet, thence at a right angle Boutherly a distance of 200 feet, thence at a right angle Rostferly a distance of 400 feet to the point of beginning, in Will County, tillnots

MICKERS the MYLER LAND COMMAN has purchased cortain premises from Parties of the First Part and Parties of the Second Part for the Improve of constructing a severage disposal plant thereon, and

With the Parties of the First Part and Parties of the Second Part intend to grant unto Party of the Third Part the assument hereinafter described:

and TRN DULLARS in hand paid by Party of the Third Part to Perties of the Fire t Part and Parties of the Second Part, receipt whorself is hereby exampled and other good and valuable consideration, the said Parties of the First Part and Parties of the Decend Part do give and grant and enliver unto Mills Lamb Commit, Party of the Third Part, its successors and energies, the essement and right of way by itself and its servents or agents to enter upon the land of the Parties of the first Part and Parties of the Second Part, on the following legally described passises:

The North 20 feet of the East 360 feet of the Northwest quarter of the Southwest quarter of Section 22, Township 34 North, Range 14, East of the Third Principal Meridian

⊎nđ

The North 20 feet of the West 20 feet of the Northeast quarter of the Southeast quarter of Bection 22, Township 34 North, Range 14, East of the Third Principal Meridian, in Will County, Illinois

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(i., OF MANAGE

DEDICATION SEVER EASEMENT

Citizens Mortgage Corporation, a Delaware Corporation, licensed to an business in the State of Illinois, pursuant to authority given by the Board of Directors of said Corporation, dedicates a perpetual casement to install, lay, construct, renew, operate and maintain for sewer purposes, over, under, upon and through the following descriped real estate:

PARCEL I

The East 5 feet of Lot 15 in Block 2 in Unit 2 "Calumet Gardens" and the East 5 feet of Lot 16 (except the South 55 feet thereof) in Unit 2 Calumet Gardens, being a Subdivision of part of the Southeast Quarter of the Northeast Quarter of Section 22, Township 34 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded March 7, 1962 as Document No. 951596.

PARCEL II

The East 5 feet of Lots 16 through 26, both inclusive, in Block 2; the West 5 feet of Lots 1 through 12, both inclusive, and the East 5 feet of Lots 13 through 24, both inclusive, and the North 5 feet of Lot 13 and the South 5 feet of Lot 14 in Block 3; the West 10 feet of Lot 1 and the Wost 10 feet of approximately the North 68.75 feet of Lot 2 and the West 5 feet of approximately the South 12.5 feet of Lot 2 and the West 5 feet of Lots 3 through 12, both inclusive, and the South 5 feet of Lot 11 and the North 5 feet of Lot 12, and the East 5 feet of Lots 13 through 22, both inclusive, and the North 10 feet of Lot 22, and the East 10 feet of Lots 23 and 24 and the South 10 feet of Lot 23, all in Block 4; all in "Calumet Gardens Resubdivision," being a subdivision of part of the Southeast Quarter of the Northeast Quarter of Section 22, Township 34 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded January 18, 1973 as Document No. R73-01831 in fill County, Illinois.

PARCEL III

The East 5 feet of Lots 20 to 24, both inclusive; Lot 25, in Block 1, and the West 5 feet of Lots 5, 6,

877-15552

7, 8, 9 and 10, in Block 2, all in Unit No. 1, Calumet Gardens, being a Subdivision of part of the Southeast Quarter of the Northeast Quarter of Section 22, in Township 34 North, and in Range 14, East of the Third Principal Meridian, according to the plat thereof recorded September 8, 1961, as Document No. 938247.

IN WITNESS WHEREOF, Citizens Mortgage
Corporation has caused its corporate seal to be hereto affixed, and has caused its name to be signed to
these presents by its

President, and attested by its

Secretary, this 3/11/day of 1100000

CITIZENS MORTGAGE CORPORATION

By: President

Attest: Sec

(CORPORATE SEAL)

This instrument prepared by:

D. Sidney Condit, Esq. 135 South LaSalle Street Chicago, Illinois 60603 Telephone: 372-1121

R77-15552

STATE OF MICHIGAN)) SS: COUNTY OF WAYNE.

I, the undersigned, a Notary Public,
in and for the County and State aforesaid, 50 HEREB'.
CERTIFY, that J. E. German
personally known to me to be the
President of Cicizens Mortgage Corporation, a
Delaware Corporation, and John J. L. Mism. 5
personally known to me to be the
Secretary of said corporation, and personally known to
me to be the same persons whose names are subscribed
to the foregoing instrument, appeared before me this
day in person and severally acknowledged that as such
President
and secretary,
they signed and delivered the said instrument as
President and
Secretary of said
corporation, and caused the corporate seal of said
corporation to be affixed thereto, pursuant to
authority, given by the Boa d of Directors.
of said corporation, as their free and voluntary act,
of said corporation, as their free and voluntary act, and as the free and voluntary act and deed of aid
and as the free and voluntary act and deed of aid

this 3/th day of 1/1/010h . 19/7.

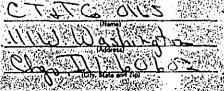
My commission expires: 10/12/1/2

PRESIDENT

"RIDERS"OR REVENUE STAMPS HER

Goodman, 135 8 Lasalle St. Chicago

(NAME AND ADDRESS) Illinois 60603



This instrument was prepared by Bernard

Murch 17 19 31

R77-(347

RIDER ATTACHED TO QUIT CLAIM DEED FROM CITIZENS MORTGAGE CORPORATION TO UTILITIES UNLIMITED, INC.

PARCEL 1:

Lots 20 to 24, both inclusive, and Lot 26, in Block 1, and Lots 5, 6, 7, 8, 9 and 10, in Block 2, all in Unit No. 1 Calumet Gardens, being a Subdivision of part of the Southeast Quarter of the Northeast Quarter of Section 22, in Township 34 North, and in Range 14, East of the Third Principal Meridian, according to the Plat thereof recorded September 8, 1961, as Document No. 938247.

PARCEL II:

Lot 16 (except the South 55 feet thereof) and all of Lot 15 in Block 2 in Unit 2, Calumet Gardens, being a Subdivision of a part of the Southeast Quarter of the Northeast Quarter of Section 22, in Township 34 North, and in Range 14, East of the Third Principal Meridian, according to the Plan thereof recorded March 1, 1962, s Document No. 951596.

PARCEL (II:

That part of the Northwest Quarter of the Southeast Quarter of Section 22, in ownship 34 North, and in Ronge 14, East of the Third Principal Meridian, described as follows: Boginning at a point in the North line of said Northwest Quarter of the Southeas, Quarter that i 360 fact West of the Borth-east o ther thereof and cumber thence Westerly along said North line, a distance of 200 feet, thence at a right angle Southerly, a distance of 450 feet, thence at a right engle Easterly a distance of 200 feet, thence at a right angle Northerly, a distance of 450 feet to the point of beginning.

PARCL : IV:

Easement for the benefit of Parcel III, is created by instrument recorded April 24, 1963, as Document No. 982225, for passageway over the North 20 feet of the East 360 feet of the Northwest Quarter of the Southeast Quarter of Section 22, and the North 20 feet of the Northeast Quarter of the Southeast Quarter of seid Section, in Township 34 North and in Range 14, East of the Third Principal Meridian.

15-22-400-co2=

15.22-400-002

of to periors

R77-22547

PARCEL V:

Lots 1 and 2 in Block 5 in Calumet Gardens resubdivision, being a Subdivision of a part of the Southeast Quarter of Section 22, in Township 34 North, and in Range 14, East of the Thir! Principal Meridian, according to the Plar thereof recorded January 18, 1973 as Document No. R73-01831 all in Will County, Illinois.

CHICAGO TITLE INSURANCE CO.

STATE OF ILLINOIS IN THE CIRCUL COURT OF THE TWELFTH JUDIC CIRCUIT WILL COUNTY

Proper	EL 412	State	of Il	leuous
		Plai	ntiff(s)	

Exhibit G

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Case No. 99 LM 335

Marles Petreilis Sr. et al Defendant(s)

COURT ORDER

This matter comes before the court on a heaving a plaintiffer complaint for Forcibile Entry & Detainer, is posterior present, after being heard on the premises in hereby ordered:

1) People of the State of Illinois are granted immediate possession of peoplety referred to in the complaint lorated and commonly known as OFF OLD MONEERD, Crete, Wils Co., Illinois P.I.M. # 23-15-22-400-002-0000

Name: Dawn Underhill ASA
Attorney for: plaintiff
Address: SAD
city:Jolet
ATTY. ARDC#:
Telephone: 727 - 8872

Dated:	3/24 1999
Entered:	
	Judge

Resolution # 00-93

RESOLUTION

RE: Supporting the Will County's States Attorneys Office to go forward with any condemnation case regarding the Calumet Garden's Subdivision Sewer and Water Utilities Project.

WHEREAS: On October 15, 1998, the Will County Board passed a resolution (98-288) authorizing the acceptance of property from the representatives of Utilities Unlimited. Inc. by a Quit Claim Deed for the sewage treatment plant with all easements, mains, pipes, culverts, laterals, and any and all equipment used to run the facility and further authorizes the County Executive in cooperation with the Will County Board of Health to execute any documents necessary to continue to provide service to Calumet Gardens...; and,

WHEREAS: The representative of Utilities Unlimited Inc. has not been able to accept any negotiation by the Will County State's Attorneys Office on behalf of the County, therefore, no Quit Claim Deed or any other agreement has been executed; and,

WHEREAS: The Will County State's Attorneys Office wishes to proceed with a condemnation case, for the taking of private property for public use, against the owners of the sewage mains and water mains that are provided to the citizens of the Calumet Garden Subdivision, Crete, Will County, Illinois; and,

WHEREAS: In order for the County to proceed with a condemnation pursuant to 735 ILCS 5/7-102, a petition to the Illinois Commerce Commission and an order granting permission to proceed with a condemnation is necessary, thus the State's Attorneys Office requests permission from the Board to go forward with a Petition Seeking Permission to File a Condemnation Suit against Charles Petreikis Sr., Lorie Petreikis, Utilities Unlimited Inc., a involuntarily dissolved corporation, and unknown owners; and,

WHEREAS: The Will County State's Attorneys Office will also need to have the area appraised for its value regarding the just compensation, if any, to be paid, and will also have to have a survey regarding the legal description of the area which is sought for public use.

NOW, THEREFORE, BE IT RESOLVED, the Will County Board hereby passes and approves for the Will County State's Autorneys Office to commence with any and all required procedures to condemn the equipment, land, easements, manholes or any other necessary land or objects for the purpose of public use.

PASSED AND APPROVED this 17th day of February . 2000.

Charles R. Adelman Will County Executive

ATTEST:

Jay/Gould Will county clerk

VOTE: YES- 27 NO- 0

PASS- C

Vudge

STATE OF ILLINOIS IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY

	•
People Plaintiff(s) Charles Petrockis et al Defendant(s)	Case No. 99EN 0019
COURT ORDER	
This matter comes to case management, after being the premises it is herely order 1) Case management of Jene 21, 2000	
2) Motion for leave to an amended comple	file unt is
granted	OD APR 19 PH 12: 46 CLERK, CIRCUITY, ILLINOIS WILL COUNTY, ILLINOIS
Name: Dawn Underhill Attorney for: plaintiff Address: SAO City: Delict	Dated: 4/19 192000

ATTY. ARDC#:

Telephone: 72

IN THE CIRCLE COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY

70

XX 2000

Judge

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff(s)

CHARLES PETREIKIS, Sr., Individually, LORIE PETREIKIS, Individuall and CHARLES PETREIKIS, Spercendary (3) d/b/a UTILITIES UNLIMITED, INC.

Defendants · COURT ORDER

Case No.______99 ED 0019

THIS MATTER comes on Defendants' Motion for Leave to File Appearance as Attorney for Defendants, Leave to Withdraw Previous Pro Se Answer and to Continue Trial, by agreement of the parties, the court being fully advised in the premises:

IT IS HEREBY ORDERED:

1. That the law firm at Dunn Mentin a Miller is
given leave to file its appearance for the Defendents

2 That the provious answer filed by the Defendants

1's stricten and withdrawn of Rocard.

3. That the states date of 2/4/Jaco and the

trail date of 2/7/2000 and vacated.

4 That the case Management date of 4/19/Jaco

at 4:00 an shall stand.

Name: Michael J. Martin	* 1-1-1
Attorney for:Defendants	
Address: 15 W. Jefferson St.	Dated: Februar
City: Joliet, Illinois 60432	Entered:
ATTY. ARDC#: 1781960	
Telephone: 815/726-7311	

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,)	4	
Plaintiffs,)		
VS.) NO. 99 ED 0019	ا ایمسر ایمسر	
CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation which was involuntarily dissolved, and UNKNOWN OWNERS, Defendants.		850	

APPEARANCE

The undersigned attorney, MICHAEL J. MARTIN, of the lawfirm of DUNN, MARTIN & MILLER, LTD., hereby enters his general appearance as attorney on behalf of the Defendants, CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation.

CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation, Defendants,

By:

MICHAEL J. MARTIN, their attorney

MICHAEL J. MARTIN- 1781960 DUNN, MARTIN & MILLER, LTD. 15 W. Jefferson Street, Suite 300 Joliet, Illinois 60432 815/726-7311 STATE OF ILLINOIS
)
COUNTY OF WILL
)

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,)

Plaintiffs,)

vs.

NO. 99 ED 0019

CHARLES PETREIKIS, SR., Individually,)
LORIE PETREIKIS, Individually, and)
CHARLES PETREIKIS, SR., d/b/a)
UTILITIES UNLIMITED, INC., an Illinois)
Corporation which was involuntarily dissolved, and UNKNOWN OWNERS,)
Defendants.)

NOTICE OF MOTION

TO: Dawn R. Underhill, Assistant States Attorney, Will County State's Attorney's Office, 14 W. Jefferson Street, Joliet, Illinois 60432

PLEASE TAKE NOTICE that on the 3rd day of February, 2000 at 9:00 a.m. the undersigned attorneys will appear before the Honorable Judge Ewert, at the Will County Arbitration Center, 5 W. West Jefferson Street, Joliet, Illinois, or before any other judge who may be sitting in his place and stead, and then and there present the attached MOTION FOR LEAVE TO FILE APPEARRANCE AND TO CONTINUE TRIAL, a copy of which is attached hereto, at which time you may appear if you so desire.

CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation, Defendants,

Bv:

MICHAELS. MARTIN

MICHAEL J. MARTIN - 1781960 DUNN, MARTIN & MILLER, LTD. 15 W. Jefferson Street, Suite 300 Joliet, Illinois 60432 815/726-7311

STATE OF ILLINOIS	`)
)
COUNTY OF WILL	}

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,	
Plaintiffs,	(500)
vs.) NO. 99 ED 0019
CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation which was involuntarily dissolved, and UNKNOWN OWNERS, Defendants.))))))

MOTION FOR LEAVE TO FILE APPEARANCE AS ATTORNEY FOR DEFENDANTS, LEAVE TO WITHDRAW PREVIOUS PRO SE ANSWER AND TO CONTINUE TRIAL

NOW COMES the Defendants, CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., a dissolved Illinois Corporation, by and through their attorneys, DUNN, MARTIN & MILLER, LTD., and states as follows:

- 1. That this lawsuit was filed on November 25, 1999 and has been set for trial on February 7, 2000.
- 2. That the right to just compensation is an Illinois Constitutional and U.S. Constitutional right and given the current set of circumstances, the Defendants have not had an opportunity to hire appropriate expert witnesses, and have not had an opportunity to prepare for trial in his case.
- 3. That Defendants previously filed an answer pro se and no answer is required in an eminent domain proceeding.
- 4. That no discovery schedule, pursuant to Supreme Court Rules 213(f) and (g) has been set.
- 5. That the Plaintiff's Complaint does not accurately describe the rights sought to be acquired and the Plaintiff has not ordered a recent title report upon the filing of the Complaint or prepared a plat of the taking which accurately describes the rights and interest to be taken.

- 6. That a Board Resolution authorizing the taking was attached to the Complaint as an exhibit, but it does not authorize the use of eminent domain powers by the County and the Plaintiff needs to file an Amended Complaint with the appropriate Board Resolution and the appropriate description of the rights and interests sought to be taken from the Defendants, after obtaining a title commitment and preparing a plat or survey depicting the property or interests sought to be acquired.
- 7. That the matter was previously set, upon filing, for an initial case management on April 19, 2000 at 9:00 a.m..

WHEREFORE, the Defendants pray this Court as follows:

- A. For leave to have their attorneys, DUNN, MARTIN & MILLER, LTD., appear and represent them in the case.
- B. To withdraw Defendants' previously filed answer and have it stricken of record.
- C. To vacate the trial date set for February 7, 2000 and the status date of February 4, 2000.
- D. To reset the case for initial case management on April 19, 2000 at 9:00 a.m., during which period of time the Plaintiff will order a title policy, amend the complaint and the parties can engage in initial discovery.
- E. It is anticipated that the parties will be able to set an appropriate schedule for expert witness disclosure and/or settlement conference or trial at the case management conference.

CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR., d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation, Defendants,

By:

MICHAEL J. MARTIN

MICHAEL J. MARTIN - 1781960 DUNN, MARTIN & MILLER, LTD. 15 W. Jefferson Street, Suite 300 Joliet, Illinois 60432 815/726-7311

PROOF OF SERVICE

The undersigned, being first duly sworn, deposes and states upon oath that I served the above and foregoing instrument upon each party to whom the foregoing instrument is directed, by facsimile thereof to each party on February 1, 2000.

Valarie a. Lundean

Subscribed and sworn to before methods this 1st day of February, 2000 FFICIAL SEAL"

SANDRA J BEEBE

MOTARY PUBLIC, STATE OF ILLINOIS

WY ZOMMISSION FXPIRES 10/9/2001

Notary Public

- 7----

County of Will

II W JEFFERSON STREET TOLIET, ILLINOIS AND

PANIELA I. MOGUIRE CIRCUIT CLERK TWELFTH IUDICENE CIRCUIT

استِی

Charles & Lorie Petreikis d/b/a Utilities Unlimited 25714 S. Leslie Lane Crete, Il. 60417

1-13-00

RE: Court File # 99 ED 19 People of the State_VS Petreikis

Dear Sir,

Enclosed is a copy of the minute entry on _

entered by the Honorable _ Thomas Ewert

Sincerely,

PAMELA J. McGUIRE

CLERK OF THE CIRCUIT COURT

pjm/ med

Encl.

cc: Court File

COURT DOCKET - WILL COUNTY CIRCUIT CLERK

Concemnation

CSP048

Date: 1/13/2000 Time: 11/51/33

Page: 1

1999 ED 000019 Judge: CIVIL JURY CALL

From 1/12/2000 To 1/12/2

User: MEDI

Case Names Attorney Names Wsid: SPLSILU0

PEOPLE OF THE STATE OF ILGLASGOW JAMES W (STATES

All Entries Fo

VS Pro Se PETREIKIS CHARLES SR PETREIKIS LORIE Pro Se Pro Se PETREIKIS CHARLES SR UTILITIES UNLIMITED INC

UNKNOWN OWNERS

Date 1/12/2000

Plaintiff by Attorney, Underhill. Cause comes on Plaintiffs motion to set trial date. Trial is set the week of 2-7-00 and set for status on 2-4-00 at 1:30 pm in court room 403. Parties to appear. See order signed. Judge Thomas Ewert/ Status Feb 04,2000 01:30PM Judge CIVIL JURY CALL Judge:CIVIL JURY CALL Clerk:MEDI

STATE OF ILLINOIS IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY

\mathcal{T}	22	
' Plaintiff(s)	00 JAN 12 PM 1:55	~~~~
Charles Dotailis of a D	CLERK, CIRCUIT COURT WILL COUNTY, ILLINOIS	Case No. 99 ED0019
Defendant(s)		

COURT ORDER

This matter comes before the court on a motion by the people to set hearing, defendants fail to appear, after being heard on the premises it hereby ordered:

1) Status for trial Ret on
Friday 214100 at 1:30 p.m. at
5 West Jefferson at Freedom Court
2 Trial Ret for 217100 ...

The week of

Name: Down Underhill
Attorney for: Plaintiff
Address: SAO
city: <u>Joleit</u>
ATTY. ARDC#:
Telephone: 727-8872

Judge	
1/12	1000

STA	TE	OF	IL	LI	ON	K
-----	----	----	----	----	----	---

IN THE CIRCUIT COURT OF THE Twelfth JUDICIAL CIRCUIT

Will COUNTY

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff,

VS

CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and CHARLES PETREIKIS, SR. d/b/a UTILITIES UNLIMITED, INC., an Illinois Corporation which was involuntarily dissolved and UNKNOWN OWNERS.

SCHERK COUNT COURT COURT COURT S. 42

Defendants.

TURY/IDEVIAND

The undersigned demands a jury trial

Reg. Pers. UTILITIES UNINITED

Name Charles Petreikis SR.

Agent VTILITIES UN IMITED

Attorney for PRO-SE

Address 25714 Leslie Lu.

City Crete, TL. 60417

Telephone 708-672-3302

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,	
Plaintiff, Vs.	
vs.) 00.05
CHARLES PETREIKIS, SR., Individually, LORIE PETREIKIS, Individually, and) No. <u>99 ED</u> 0019
CHARLES PETREIKIS, SR. d/b/a) sair.
UTILITIES UNLIMITED, INC., an Illinois	
Corporation which was involuntarily dissolved and UNKNOWN OWNERS,	
dissolved and OlariaO and O and rest,	
Defendants.)
ANSWER TO CO	Molaint E
	THE PARTY OF THE P
NOW COMES DEFENDANTS, Ch.	ARles PETREIKIS SAT LORIE
Now comes DeFendANTS, Ch. Petreikis, ChARles Petreikis, ChARles Petreikis JR.	OWNERS OF Utilities Unlinited
1. DeFendants ARE willing ?	To Sell PlaintiFFs the
Sewer collection system They	OWN The VALUATION REPORT
Buy OUR ENGINEERS 15# 93,810 00	We would exact This
AMOUNT, Copy ATTAched	, WE WOUTE I=X CEPT TINS
2 2 To the wear william To	Sall Plank T. F.F.C. This
2. Derendanis Alle Willing 10	FAIR \$1350000 ACT 11-71
WATER DISTRIBUTION SYSTEM	1 VI A 135,000 Nel Wolf I
IN 1978 WAS 473 325 X2 COPY	1 HII H Ched
2. DeFendants ARE WILLING TO WATER DISTRIBUTION System IN 1978 WAS \$93325 & COPY 3. DEFENDANTS Request A JU	RY TRAIL
·	

UTILITIES UNLIMITED INC.
SEWER & WATER FOR
CALUMET GARDENS
25714 SOUTH LESLIE LANE
CRETE, IL 60417

Ph: 708: 672-3302 FAX 708- 672-8210 By Charles Petreikis SR.

Charles Petreikis SR.

President AND Registed Agent

For: Utilities Unlimited

UTILITIES UNLIMITED INC.
WATER EVALUATION - FEBRUARY 1978

Item			Original Cost]	Replace Cost	Years Age	Useful Life	Percent Depreciated	Depreciated Value
WATER SUPPLY-STORAGE	4								
Land					•				
Well Drilling			\$ 3,895.20	4	\$ 9,500	8.7	40	21.75	\$ 7,434
Well Pump	•		4,086.00		9,800	8.7	15	58 . 0	4,116
Equipment & Tank			12,140.00		29,150	8.7	20	43.5	16,470
Building			9,500.00	_	22,050	8.7	30	29.0	15,655
			\$29,621.20	;	\$ 70,500				\$43,675
WATER DISTRIBUTION									
4" PVC Pipe	4706	LF	\$13,647.40		\$ 28,236	8.3	50	16.8	\$23,492
4" Hydrants & Valves	2	Ea.	720.00		900	8.3	40	21.0	711
4" Valves & Boxes	11	Ea.	1,320.00		1,650	8.3	50	16.8	1,372
3/4" Service Fittings	85	Ea.	2,762.50		5;100	8.3	50	16.8	4,243
3/4" Polyethylene Pipe	2230	LF	5,017.50		7,805	8.3	50	16.8	6,494
Granular Trench Fill	140	CY	700.00		980	8.3	50	16.8	815
Pavement R & R	70	SY	262.50		420	8.3	50	16.8	350
	•		\$24,429.90	•	\$ 45,091				\$37,477
Total Water System			\$54,051.10		\$115,591		•		\$81,152
Engrg., Legal, Administr	ative 1	-5%	\$ 8,108.00		\$ 17,339		• •		\$12,173
Total Estimated Net Value	е		\$62,159.10		\$132,930				\$93,325



R.A. Dugan & Associates, Ltd.

Civil Engineers 19500 Torrence Avenue Lynwood, IL 60411

Phone: (708) 895-6322 Fax: (708) 895-6338

August 26, 1999

Mr. Chuck Petreikis Utilities Unlimited, Inc. 25714 South Leslie Lane Crete, Illinois 60417

Dar Mr. Petreikis:

In accordance with your request, we are pleased to submit herewith copies of our sanitary sewer collection system Valuation Report of the Utilities Unlimited, Inc., Crete Township, Calumet Gardens facilities.

TANK MARKE

The net worth of the physical facilities, base upon cost of reproduction now less accrued depreciation as of August 264, 1999, is in our opinion \$93,810.00.

We will be pleased to meet with your or other concerned parties to discuss this matter at your convenience.

Respectfully submitted,

Robert A. Dugan, P.E.

President

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT WILL COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,	MITTER A
Plaintiff,	
vs.	3 3 ED Onta
CHARLES PETREIKIS, SR., Individually,	NO
LORIE PETREIKIS, Individually, and)
CHARLES PETREIKIS, SR. d/b/a	
UTILITIES UNLIMITED, INC., an Illinois)
Corporation which was involuntarily))
dissolved and UNKNOWN OWNERS,	•
))
Defendants.	•

COMPLAINT

Now comes the Plaintiff, COUNTY OF WILL, a Body Corporate and Politic, by James W. Glasgow, State's Attorney of Will County, Illinois, through his Assistant, Dawn R. Underhill, and respectfully states the following:

- 1. Plaintiff is a body corporate and politic of the State of Illinois.
- 2. Pursuant to the provisions of the Illinois Court Rules and Procedures and more specifically 735 ILCS 5/7-101 et seq., entitled **Eminent Domain**, Plaintiff is authorized and empowered to take private property for public use.
- 3. Pursuant to 735 ILCS 5/7-102, the County of Will is authorized to acquire private property for public use, without the owners consent, and the compensation to be paid for or in respect of the property sought . . . for the party authorized to take . . . the property so required to construct, operate or maintain any public work. If compensation cannot be agreed upon, to have such just compensation ascertained and to acquire and pay for the property in the same manner, as near as may be, as provided in the Code of Civil Procedure, Article VII. Eminent domain, 735 ILCS 5/7-101 to 5/7-129.
- 4. Plaintiff is now lawfully engaged in the ownership and operation of a sewage treatment plant for the residents of unincorporated Will County located in the Calumet Gardens subdivision in Crete, Illinois.

5. The Plaintiff has acquired an NPDES permit by the Illinois Environmental Protection Agency and it is necessary and desirable to acquire its collection system, which is sought to be acquired by this proceeding and is situated in Will County, Illinois, and described as follows:

ALL DRAINAGE TILES, 1,611 FEET OF 10 INCH VITRIFIED CLAY PIPE (VCP), 2,396 FEET OF 8 INCH VCP, DITCHES, FEEDERS, LATERALS, MAINS, AND UNDERGROUND PIPES, 16 MAN HOLES, SEWERS, EASEMENTS AND CULVERTS WHICH ARE MATERIALS USED AND NECESSARY FOR THE OPERATIONS OF A SEWAGE TREATMENT PLANT, AND ALL EQUIPMENT NEEDED TO RUN SEWAGE TREATMENT PLANT, PERMANENTLY AFFIXED TO THE REAL PROPERTY LOCATED AND IDENTIFIED WITH PERMANENT INDEX NUMBER 15-22-400-002.

- 6. The sewage treatment collection system is privately owned by an involuntarily dissolved corporation, and, so far as appears of record and so far as Plaintiff has been able to learn, the persons mentioned in connection with it are the persons who own or are otherwise interested in the property, or claim to have some interest in it.
- 7. By virtue of Resolution 98-288 (See attached Exhibit "A") that was duly passed by the Will County Board at a regular meeting of the County Board held on October 15, 1998, which authorized the Will County Board to accept the sewage treatment plant for the purpose of legally operating the plant and system for the citizens of the County of Will and if were unable to agree with the owners of said property as to compensation to be paid, authorized the State's Attorney of Will County to institute proceedings pursuant to the Eminent Domain laws of the State of Illinois.
- 8. The compensation to be paid by Plaintiff for and in respect to this property, and the several interest in them, cannot be agreed upon between Plaintiff and the persons who own or are interested in the property, respectively, or any of them, nor has Plaintiff been able to obtain title to the collection system, by purchase, donation or in any other manner, although it has attempted to do so pursuant to 735 ILCS 5/7-102.1.
- 9. The names of the owners of the collection system for the sewage treatment plant and the persons claiming to be interested in them, so far as plaintiff knows or is informed, are as

follows:

Charles Petreikis, Sr.
Lorie Petreikis
Utilities Unlimited, Inc., an involuntarily dissolved corporation since June 1, 1992

- 10. That the Plaintiff seeks to acquire hereby the title and ownership to said property as described in Paragraph 5.
- 11. That there are persons other than those whose names are specifically mentioned in this Complaint who are or claim to be interested in said real estate described in this Complaint or some part thereof whose names are unknown and all such persons are made parties defendant to this action by the name and description of "UNKNOWN OWNERS".
- 12. That upon diligent inquiry it cannot be ascertained whether the persons whose names are set forth in this Complaint as persons interested as owners or otherwise be living or dead and that the names of such persons who would be their heirs or devisees are unknown and all such persons are made parties defendant to this action by the name and description of "UNKNOWN OWNERS."

WHEREFORE, Plaintiff, COUNTY OF WILL, respectfully prays that this Honorable Court:

- A. Cause to be assessed the compensation which Plaintiff shall pay to the owners thereof for the taking of the entire sewage treatment collection system sought to be taken and appropriated as hereinabove particularly described, and ordering that Plaintiff enter upon such property and have the use of the same as the owner thereto upon payment of full compensation as ascertained as aforesaid.
- B. That upon the ascertainment of the compensation, the Court order that it retain jurisdiction of these proceedings for the purpose upon judgment of said compensation as aforesaid, to enter its order for possession to put Plaintiff into possession of said property.
- C. That the respective rights and interests of the parties hereinabove named as Defendants may be inquired into and ascertained by the Court.
- D. Plaintiff enjoin Defendants from any further construction, destruction, operation, or maintenance of said property upon the Court entering an order for possession to the Plaintiff.

E That the Court retain jurisdiction of this cause to enter such further Orders as may be required for a final determination of all matters involved in this action.

JAMES W. GLASGOW
WILL COUNTY STATE'S ATTORNEY
Attorney for Plaintiff,

Dawn R. Underhill

Assistant State's Attorney

JAMES W. GLASGOW Will County State's Attorney 14 W. Jefferson St. Joliet, IL 60431

Telephone: 815-727-8872

RESOLUTION-

RE: CALUMET GARDENS PROJECT

WHEREAS, Calumet Gardens is a subdivision in unincorporated Will County, Illinois that is currently serviced by Utilities Unlimited, Inc. for water and sewage treatment; and

WHEREAS, the sewage treatment facility of Utilities Unlimited, Inc. servicing Calumet
Gardens is in such a state of disrepair that it is a health hazard to the citizens of Will County, and

WHEREAS, the Will County Board of Health has been in cooperation with the County of Will to design a solution to protect the health of the Will County citizens living in and near Calumet Gardens; and

WHEREAS, a tentative agreement among parties involved would solve this health hazard through representatives of Utilities Unlimited, Inc. deeding to the County of Will the sewage treatment plant with all easements, mains, pipes, culverts, laterals, and any and all equipment used to run the facility. Upon acceptance of that property by the County, the County will use previously authorized grant funds to correct the health hazard at Calumet Gardens and ultimately turn over the Calumet Gardens water and sewage servicing to Consumers Illinois Water Company; and

WHEREAS, upon Consumers Illinois Water Company taking over the service of water and sewage treatment for the residents of Calumet Gardens, the County of Will will demolish the existing sewage treatment plant and dispose of that property to recoup partial costs of correcting the correction of the health hazard to the citizens in and around Calumet Gardens; and

WHEREAS, the Will County Health and Aging Committee is in concurrence of the plan and

recommends to the County Board its authorization;

NOW THEREFORE BE IT RESOLVED, that the Will County Board hereby agrees to accept from the representatives of Utilities Unlimited, Inc. a Quit Claim Deed for the sewage treatment plant with all easements, mains, pipes, culverts, laterals, and any and all equipment used to run the facility and further authorizes the County Executive in cooperation with the Will County Board of Health to execute any documents necessary for the construction of sanitary sewage and water extensions and further execute any documents necessary to continue to provided service to Calumet Gardens by Consumers Illinois Water Company, and to decommission, demolish, and self the sewage treatment plant property.

DATED THIS 15th DAY OF OCTOBER, 1998.

YES.

PASS

	Charle, L. Orlen
	Charles R. Adelman Will County Executive
ATTEST: Sould	
Jan Gould Will County Clerk	*
VOTE:	•

County of Will

14 W. JEFFERSON STREET **IOLIET, ILLINOIS 60432**

PAMELA J. McGUIRE

CIRCUIT CLERK TWELFTH JUDICIAL CIRCUIT Fax 815.727.8896

CERTIFICATE

STATE OF ILLINOIS))SS COUNTY OF WILL)

815.727.8592

CASE NO. 00ED 19

I, PAMELA J. McGUIRE, CLERK OF THE CIRCUIT COURT, OF WILL COUNTY, IN THE STATE OF ILLINOIS, AND KEEPER OF THE RECORDS AND FILES OF SAID COURT, DO CERTIFY THAT THE ABOVE AND FOREGOING IS A TRUE AND COMPLETE COPY OF THE ORIGINAL FOLLOWING DOCUMENT(S):

Docket Sheet, All papers on Case file.

AS THE SAME APPEARS FROM THE RECORDS AND FILES NOW IN MY CUSTODY.

(COURT SEAL)

13F (Revised 12-99) 1 Sided Form